

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Case No: C-07-2780 SI

Case Name: OTSUKA V. POLO RALPH LAUREN**EXHIBIT and WITNESS LIST**

JUDGE SUSAN ILLSTON			PLAINTIFF ATTORNEY: P. Kitchin, N. Hudgins,			DEFENSE ATTORNEY: Wm. Goines, C. Hamilton		
TRIAL DATE:			REPORTER(S): L. Zinn / <i>L. Zinn</i>			CLERK: Tracy Forakis		
PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY		
		9:05			March 8, 2010 3.10			
					housekeeping			
		9:15-			Jury Seated			
					and Sworn			
		9:30			Judge Present - Voir dire begins			
		11:20			Jury on Break			
1134 -					on records.			
1137 -					TT provided Voir dire			
		11:55			A provided Voir dire			
					8-member Jury Panel selected			
					(no trial 3/5)			
		12:15			adjourns until 3/16			
					March 16, 2010			
		8:43			housekeeping / Juror Excused - med. in			
		8:57			Jury Present			
					Preliminary inst.			
					TT provided opening Statement			
		10:10			U.S. - 15 min			
		10:36			TT provided opening Statement			
		11:19			Direct exam of Donovan C.			

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JUDGE
SUSAN ILLSTONPLAINTIFF ATTORNEY:
P. Kitchin, N. Hudgins,DEFENSE ATTORNEY:
Wm. Goines, C. Hamilton

TRIAL DATE:

REPORTER(S):
L. ZinnCLERK:
Tracy Forakis

PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY
25	DD	Joint	✓	✓		
		12:00			recess	
		12:38			Cont. Cross exam by Δ	
		12:48			excused -	
					→ Nobriga, Justin Direct Exam by IT	
		1:03			Cross by Deft	
		1:04			re-Direct by IT	
		1:05			re-Cross by Δ	
		1:06			Direct Exam of Amberly Ahrens	
		1:18			Cross by Deft	
		1:26			Corinne Phipps Direct by IT	
107		2:00			recess	
		2:21			Cross exam by Δ	
1			✓	✓		
17			✓	✓		
213			✓	✓		

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TRIAL DATE:	REPORTER(S): L. Zinn	CLERK: Tracy Forakis

PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY
14			✓	✓		
23			✓			
208			✓	✓		
210			✓	✓		
		3:30			Jury excused -	
		3:35			adjourns for day -	
					March 17, 2001 (5 th)	
		8:40			Re-Direct of Rhipps	
		8:50			Michelle Philpot, direct	
					exam by TT	
		9:07			CROSS by Δ	
		9:10			Re-Direct by TT	
		9:11			re-Cross -	
		9:11			Direct exam of Corina	
		9:21			Chavez	
		9:21			Cross by Deft.	
		9:23			re-Direct by TT	
		9:25			Direct exam of - Mandy	
					Shane - by TT	
		9:37			CROSS by Deft.	

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TRIAL DATE:			REPORTER(S): L. Zinn			CLERK: Tracy Forakis		
PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY		
	25H		✓	✓				
		9:44			excused			
					Miss			
		9:46			Miss			
					Direct Exam of			
		10:11			Katherine A. the Cantwell			
		10:29			- Cross by A			
		10:37			Re-Direct			
		10:38			Re-Cross			
					excused			
					Direct Exam of - Kim Babka			
					Depo read. by T			
		11:56			Miss -			
		12:46			on record housekeeping			
		12:51			Cont. reading			
		1:21			Jordan → Kittel			
					Direct			
		1:35			Cross by A			
		1:40						

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JUDGE SUSAN ILLSTON	PLAINTIFF ATTORNEY: P. Kitchin, N. Hudgins,	DEFENSE ATTORNEY: Wm. Goines, C. Hamilton
TRIAL DATE:	REPORTER(S): L. Zinn	CLERK: Tracy Forakis

PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY
		1:43			Direct Exam of Larry Boyce by II	
		1:52			Cross by A -	
		1:54			Re Direct -	
		2:00			to 2:15	
		2:21			Renee Davis Direct Exam by II	
		2:37			Cross by Dept.	
3			✓	✓		
205					Bate 1748	
		3:09			Excused -	
					Depo read. Sharonda Weatherston -	
		3:35			Court adjourns	
					Housekeeping Matters Re: Witness -	
					3/18/10 (5")	
		8:45			in Session Cont.	
					Reading of Sharonda Weatherston	
		9:09			Completed	

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TRIAL DATE:	REPORTER(S): L. Zinn	CLERK: Tracy Forakis

PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY
		9:11			Direct exam of Dana ^{John} Lopez	
					by JJ	
		9:55			recess going only	
		10:15			recess -	
		10:20			resume	
		10:44			Cross by Deft.	
21			✓	✓		
		10:54			Re-Direct by JJ	
					exce	
		11:04			Dana A. OIKKonen	
					Direct by	
		11:19-			Cross by Deft.	
		11:25			re-Direct	
		11:25			Direct Sara M. Raybould.	
					By JJ	
		11:49			Cross by Deft.	
		12:00	1		lunch	
		12:40			Direct exam of Heather	
					Barker -	
					off - excused	

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SUSAN ILLSTON**PLAINTIFF ATTORNEY:**
P. Kitchin, N. Hudgins,**DEFENSE ATTORNEY:**
Wm. Goines, C. Hamilton**TRIAL DATE:****REPORTER(S):**
L. Zinn**CLERK:**
Tracy Forakis

PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY
		1:20			Germina Barker Direct Exam by TJ Cross by Dept.	
		1:36			Direct Exam of - Ryan M. Alves by TJ Cross by Dept.	
		1:39			Direct Exam Janice R. Keefe	
4		2:57	✓	✓	(20 min recess @ 2) Cross by Dept.	
	2	3:19		✓	re-Direct	
		3:20			re-Cross	
		3:21			adjourns for day	
		8:51			March 22, 2010 House Keeping	
		8:58			Re: Surney - By expert: David Tiffany A Carter Direct Exam by TJ	

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TRIAL DATE:			REPORTER(S): L. Zinn			CLERK: Tracy Forakis		
PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY		
		9:11			Cross by D			
		9:14			Re-Direct by TT			
					Direct Exam of Aliseon			
					De George -			
		9:29			Cross by Dept.			
		9:33			Re-Direct. by TT			
		9:40			9:55			
		9:59	Dr		Dwight Stewart direct by TT			
103								
104	B-		✓	✓				
104	A		✓	✓				
104	D		✓	✓				
	9		✓	✓				
104c			✓	✓				
		11:25			Cross by Dept -			
		12:00			Recess			
		12:42			Resume - Housekeeping			

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JUDGE SUSAN ILLSTON	PLAINTIFF ATTORNEY: P. Kitchin, N. Hudgins,	DEFENSE ATTORNEY: Wm. Goines, C. Hamilton
TRIAL DATE:	REPORTER(S): L. Zinn	CLERK: Tracy Forakis

PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY
		12:44			A voir dire witness -	
					Re: Survey - on record	
		12:52			Cross by Deft	
		3:30				
		1:43			re-Direct by P	
		1:54			- excused -	
					House	
103			✓	✓		
	380		✓	✓		
		2:00			missed to 2:20	
		2:00 - miss			→	
		2:32			Depo of Diana Copeland	
					read in lieu of live	
					testimony - BY P	
		2:57			Depo of Beth Flynn -	
					in lieu of	
					Depo Read of	
		3:19			Depo of Joanne Conover	
					in Page View	
		3:33			Concluded - adjourn	
		3:38				

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JUDGE SUSAN ILLSTON			PLAINTIFF ATTORNEY: P. Kitchin, N. Hudgins,			DEFENSE ATTORNEY: Wm. Goines, C. Hamilton		
TRIAL DATE:			REPORTER(S): L. Zimm J. YEOMANS			CLERK: Tracy Forakis		
PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	MARCH 23, 2010 - TUESDAY (6:45)		BY
		8:45 AM			COURT CONVENES FOR HOUSEKEEPING MATTERS;			
		8:52 AM			JURY BROUGHT IN; PIA'S CALL JOHANNA BRAVO TO THE STAND & SWORN IN; DIRECT EXAM BY N. HUDGINS			
		9:02 AM			CROSS EXAM BY C. HAMILTON			
		9:06 AM			BRAND-EXCUSED; IT'S CALL MARTIN ^{GIL} BRAND TO THE STAND & SWORN IN; DIRECT BY N. HUDGINS			
		9:19 AM			CROSS EXAM BY C. HAMILTON			
		9:21 AM			REDIRECT BY N. HUDGINS; GIL EXCUSED; IT'S CALL HARVEY RESNICK TO THE STAND & SWORN IN; DIRECT EXAM BY P. KITCHIN			
		9:58 AM			COURT IN RECESS			
		10:01 AM			COURT RECONvenes w/ DIRECT			
		10:49 AM			CROSS EXAM BY W. GOINES			
		11:16 AM			RE DIRECT BY P. KITCHIN			
		11:18 AM			RESNICK IS EXCUSED; IT'S CALL MICHELE ARGUELLO TO THE STAND & SWORN IN; DIRECT EXAM BY N. HUDGINS			
		11:34 AM			CROSS EXAM BY W. GOINES			
		11:38 AM			RE DIRECT BY N. HUDGINS			
		11:42 AM			ARGUELLO IS EXCUSED; IT'S CALL ARLENE ARGUELLO TO THE STAND & SWORN IN; DIRECT EXAM BY N. HUDGINS			
		11:55 AM			CROSS EXAM BY W. GOINES			

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TRIAL DATE:			REPORTER(S): L. Zinn J. YEDMANS			CLERK: Tracy Forakis		
PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY		
		11:57 AM			REDIRECT BY N. HUDGINS			
		12:00 PM			COURT IN RECESS			
		12:55 PM			COURT RECONVENE; TS CALL ELIZABETH CASAS			
					TO THE STAND & SWORN IN; DIRECT EXAM BY N. HUDGINS			
		1:09 PM			CROSS EXAM BY C. HAMILTON			
		1:11 PM			CASAS IS EXCUSED; TS CALL KATE MOSS TO THE			
					STAND & SWORN IN; DIRECT EXAM BY N. HUDGINS			
		1:32 PM			CROSS EXAM BY W. GOINES			
		1:43 PM			RE DIRECT BY N. HUDGINS			
		1:44 PM			RE CROSS BY W. GOINES			
		1:48 PM			MOSS IS EXCUSED; TS CALL KATRINA MANUBAY			
					TO THE STAND & SWORN IN; DIRECT EXAM BY N. HUDGINS			
		2:05 PM			CROSS EXAM BY DR. C. HAMILTON			
		2:08 PM			MANUBAY IS EXCUSED; COURT IN RECESS			
		2:26 PM			COURT RECONVENE; TS CALL SHELLEY MOON TO THE STAND			
					& SWORN IN; DIRECT EXAM BY N. HUDGINS			
		2:43 PM			CROSS EXAM BY N. GOINES			
		2:48 PM			RE DIRECT BY N. HUDGINS			
		2:49 PM			RE CROSS BY W. GOINES			
		2:50 PM			MOON EXCUSED; DEPOSITION TESTIMONY OF EVAN COHEN			
			/	/	READ INTO THE RECORD; JOINT EXH #5 ADMITTED			
		3:24 PM			COURT ADJOURNED FOR THE DAY; READING OF COHEN TO			

BE CONTINUED

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JUDGE SUSAN ILLSTON	PLAINTIFF ATTORNEY: P. Kitchin, N. Hudgins,	DEFENSE ATTORNEY: Wm. Goines, C. Hamilton
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TRIAL DATE:

REPORTER(S):

CLERK:

L. Zinn

Tracy Forakis

PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY
					March 24, 2010	
		8:43			housekeeping	
		8:50			Direct exam of Wright, Ashley M.	
		9:04			Cross by D	
		9:07			Re-direct	
		9:08			Direct by @ Kristi A. Mogel	
					#	
13			✓			
15			✓			
102			✓			
100			✓			
101			✓			
		10:05			Alley	
		10:32			Alley	
	B		✓	✓		
	K		✓	✓		
	16		✓	✓		
		10:33			Cross by D	
		10:51			witness interrupted	
					Direct exam. Anna	
		10:53			FILSOOF by TT	
		11:05			Cross by D	

11:11

excused

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JUDGE
SUSAN ILLSTONPLAINTIFF ATTORNEY:
P. Kitchin, N. Hudgins,DEFENSE ATTORNEY:
Wm. Goines, C. Hamilton

TRIAL DATE:

REPORTER(S):
L. ZinnCLERK:
Tracy Forakis

PLF NO.	DEF NO	DATE OFFERED	ID	REV	DESCRIPTION	BY
		11:11			Direct exam of Ryan P Mull	
		11:24			Direct exam of Sarah Wenzel by TT	
		11:36			Cross by D	
		11:37			Re-Direct by TT	
		11:38			Direct exam of Avidha Zamir	
		12:55			Recross	
		12:40			Depo read of Evan Cohen - (Cont)	
	8					
215						
215			✓	✓		
5			✓	✓		
6			✓	✓		
8			✓	✓		
10			✓	✓		
215			✗			
					Depo Concluded -	
		1:26 pm			Bradice Nonet - Hori	

Direct exam by TT

Cross by Deft
Re-Direct by TT

2:03 -

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-------------------------------	-------------------------------------------------------	-----------------------------------------------------

TRIAL DATE:

REPORTER(S):

CLERK:

L. Zinn

Tracy Forakis

PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY
		2:10			5 min recess	
		2:19			Kristine Mogel - Cont X by Δ	
		2:43			re-direct	
		2:55			re-cross	
		3:00			adjourn	
		8:49			March 25, 2010	
					IT - parties partially rests	
					Direct exam of Andrea Rocca	
					By Dept	
		9:05			Cross by IT	
		9:17			re-direct by Δ	
		9:19			Direct exam of Andrea Williams	
					by Δ -	
		9:48			Cross by IT	
		10:25			re-direct	
		10:27			re-cross -	
		10:35			recess to 10:55	
		10:56			Direct exam of Tomiko	
					Hatta Lawless - By Dept	
		11:10			Cross by IT	

11:16

re-direct by Δ

11:17

Direct exam of Bridget Milliron

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TRIAL DATE:			REPORTER(S): L. Zinn			CLERK: Tracy Forakis		
PLF NO.	DEF NO.	DATE OFFERED	ID	REV	DESCRIPTION	BY		
		11:27			Cross by TT			
		11:32			Re-Direct			
		11:33			Excused			
					Steve Campo, direct exam			
					by Deft.			
		12:00			Necess			
		12:44			Josephine Sahyoun			
					Direct by - Deft.			
		12:55			Cross by TT			
		12:59			Excused			
					Direct Exam of Cath			
					Cathy post. by A			
					Catherine post			
		1:49			Cross by D PTH.			
		1:55			Re-Direct by A			
		2:00			Necess			
100			✓	✓				
		2:19			Kristie Mogel Direct by A			
22			✓	✓				
21			✓					
20								

Case Name: **OTSUKA** V. **POLO RALPH LAUREN**

**JUDGE
SUSAN ILLSTON**

DEFENSE ATTORNEY:
Wm. Goines, C. Hamilton

CLERK:
Tracy Forakis

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John P. Belzer, M.D.
Frederic W. Bost, M.D.
Peter W. Callander, M.D.
Christopher V. Cox, M.D.
Jon A. Dickinson, M.D.
Keith C. Donatto, M.D.
Robert J. Gilbert, M.D.
William L. Green, M.D.
Rowan V. Paul, M.D.
Adrian J. Rawlinson, M.D.
Taylor K. Smith, M.D.

3838 California St., Suite #715
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(415) 668-8010
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2100 Webster St., Suite 109
San Francisco, CA 94115
(415) 923-3920
FAX (415) 923-3921

1240 South Eliseo, Suite 101
Greenbrae, CA 94904
(415) 461-1600
FAX: (415) 461-1840

PATIENT: CONAN MCHUGH
DOS: Mar 15 2010

DOB: Apr 29, 1976

Orders

JURY DUTY EXEMPTION FORM

Date: 03/15/2010

RE: CONAN MCHUGH

DOB: [REDACTED]

SAN FRANCISCO, CA 94114

To Whom It May Concern:

Please excuse CONAN MCHUGH from jury duty, as he/she has an Medical Problem Mr. Mc Hugh has injury his rt elbow and has upcoming surgery, and will be unable to serve at this time. If you have any questions, don't hesitate to contact our office.

Electronically signed by : WILLIAM GREEN M.D.

*Excused
with consent
of counsel
3/16/10*